



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification
of this Application:
Class _____ Subclass _____Prior Application:
Examiner _____
Group Art Unit 123Attorney's
Docket
No. Enz-5 (Div.6)Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231
BOX FWC (if under §1.62)

Sir:

This is a request for filing a CONTINUATION X DIVISIONAL
 CONTINUATION-IN-PART application under X 37 CFR §1.60
 37 CFR §1.62, of pending prior application Serial No. 140,980 filed on
January 5, 1988 of Dean L. Engelhardt, et al. for
Inventor(s)
Modified Nucleotides, Methods of Preparing And Utilizing And
Compositions Containing The Same
Title of Invention

1. X Enclosed is a copy of the prior application, as originally
filed and an affidavit or declaration verifying it as a
true copy.
2. A verified statement to establish small entity status under
37 CFR §1.9 and §1.27 is enclosed.
3. X The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

| | | | | | RATE | | | FEE | |
|---|-----------------|----|-----------------|---|-----------------|-----------------|---|-----------------|-----------------|
| | Number Filed | | Number Extra | | Small Entity | Other Entity | | Small Entity | Other Entity |
| Total Claims | 31 - 20 | =. | 11 | x | \$ 6 | \$ 12 | = | \$ 0 | \$ 132 |
| Independent Claims | 2 - 3 | = | 0 | x | \$ 18 | \$ 36 | = | \$ 0 | \$ 0 |
| Multiple Dependent Claims Presented: ___ Yes <u>X</u> No | | | | | \$ 60 | \$ 120 | | \$ 0 | \$ 0 |
| * If the difference in Col. 1 is less than zero, enter "0" in Col. 2 | | | | | | BASIC FEE | | \$ 185 | \$ 370 |
| | | | | | | TOTAL FEE | | \$ 0 | \$ 502 |

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4. ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this application or credit any overpayment to Deposit Account No. 05-1135. A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 CFR §1.16.
- ☒ Any patent application processing fees under 37 CFR §1.17.
5. ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 05-1135. A duplicate copy of this sheet is enclosed.
- ☒ Any patent application processing fees under 37 CFR §1.17.
- ☐ The issue fee set in 37 CFR §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR §1.311(b).
- ☒ Any filing fees under 37 CFR §1.16 for presentation of extra claims.
6. ☐ A check in the amount of \$_____ is enclosed.
7. ☒ Cancel claims 1-140 and 142-203.
8. ☐ Amend the specification by inserting before the first line the sentence: --This is a ☐ continuation, ☐ divisional ☐ continuation-in-part, of application Serial No. _____ filed _____--
9. ☐ Transfer the drawings from the prior application.
10. ☐ Informal ☐ Formal ☐ drawings are enclosed.
11. ☐ Abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
12. ☐ Priority of application Serial No. _____ filed on _____ is claimed under 35 U.S.C. §119.
- ☐ The certified copy of the priority application, has been filed in prior application Serial No. _____ filed _____.
13. ☒ The prior application is assigned of record to Enzo Biochem, Inc. 325 Hudson Street, New York, NY 10013.
14. ☒ A preliminary amendment is enclosed.
15. ☒ The power of attorney in the prior application is to Charles J. Herron, Reg. No. 28,019

- (a) — The power appears in the original papers in the prior application.
- (b) — Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) x Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

Serle I. Mosoff, Esq.

Enzo Biochem, Inc.

345 Hudson Street

New York, NY 10014

16. x Also enclosed Power of Attorney and Preliminary Amendment

17. x I hereby verify that the attached papers are a true copy of prior application Serial No. 140,980 as originally filed on January 5, 1988.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

31 May 1990
Date

[Signature]
Signature

- Inventor(s)
— Assignee of Complete Interest
x Attorney or Agent of Record
— Filed under 37 CFR §1.34(a)

Address of Signator:

Enzo Biochem, Inc.

345 Hudson Street

New York, NY 10014

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| EXPRESS MAIL CERTIFICATE | |
|--|--------------------|
| "Express Mail" Label No. | NB 260 244 655 |
| Deposit Date | May 31, 1990 |
| I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231. | |
| Serle I. Mosoff | <u>31 May 1990</u> |
| Reg. No. 25,900 | Date |